

## Message Text

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47

ACTION AF-18

INFO OCT-01 EUR-25 ISO-00 SSO-00 NSCE-00 INRE-00 CIAE-00

DODE-00 PM-07 H-03 INR-10 L-03 NSAE-00 NSC-10 PA-04

RSC-01 PRS-01 SPC-03 SS-20 ACDA-19 IO-14 NEA-10 SY-10

A-01 DRC-01 /161 W

----- 078793

O 091225Z NOV 73

FM AMEMBASSY KHARTOUM

TO SECSTATE WASHDC IMMEDIATE 7323

INFO AMEMBASSY BRUSSELS IMMEDIATE

AMEMBASSY ADDIS ABABA IMMEDIATE

C O N F I D E N T I A L KHARTOUM 2421

ADDIS FOR ASST SECY NEWSOM

E.O. 11652: GDS

TAGS: PINS, SU

SUBJ: BSO TERRORIST TRIAL

1. DEPARTING BRITISH AMBASSADOR ETHERINGTON-SMITH TELLS ME HE TOOK ADVANTAGE FAREWELL CALL ON ACTING FONMIN MUSA NOV 8 TO INQUIRE ON PERSONAL BASIS RE STATUS TERRORIST TRIAL AND EXPRESS HOPE JUSTICE WOULD BE DONE. MUSA INDICATED TO HIM, AS HE HAD TO ME (KHARTOUM 2387), THAT MAGISTERIAL INQUIRY MIGHT BE POSTPONED BEYOND NOV 13 THOUGH TRIAL WOULD IN DUE COURSE BE HELD. ETHERINGTON-SMITH ASKED WHETHER POSTPONEMENT INQUIRY MIGHT NOT DISTURB AMERICANS, TO WHICH MUSA REJOINED THAT AMERICANS "UNDERSTAND OUR PROBLEMS". I THANKED ETHERINGTON-SMITH FOR HIS INITIATIVE ON MATTER AND SAID WE HAD, OF COURSE, CONTINUED MAKE PLAIN TO GOS THAT WE ATTACH GREAT IMPORTANCE SEEING SUDANESE JUSTICE DONE PROMPTLY.

2. BELGIAN CHARGE HAS MEANWHILE INFORMED US HE APPROACHED MFA UNDER INSTRUCTIONS SEEKING CONFIRMA-  
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TION AND EXPLANATION RELEASE ACCOMPLICES (KHARTOUM

2318). HE RECEIVED ORAL RESPONSE FROM MFA UNDERSEC  
ALONG SAME LINES WE DID, I.E., RELEASE GRANTED ON  
BASIS INSUFFICIENT EVIDENCE. UNDERSEC INDICATED  
FURTHER POSTPONEMENT MAGISTERIAL INQUIRY A POSSIBILITY,  
BUT REITERATED AGAIN THAT CRIME WAS "CLEAR" AND TRIAL  
WOULD BE HELD.

3. EMB ATTORNEY INFORMS US MAGISTRATE CURRENTLY  
EXPECTS INQUIRY TO BE HELD NOV 13, BUT DEFENSE MAY  
REQUEST POSTPONEMENT ON GROUND NUMBER OF DEFEND-  
ANTS (INCLUDING BARASS PRES MIRGHANI AL-NASRI)  
STILL IMPRISONED. HOWEVER, ATTORNEY AND WE AGREE  
CURRENT INTERNATIONAL SITUATION (CEASEFIRE, RESUMPTION  
US-EGYPTIAN RELATIONS, FRENETIC DIPLOMATIC ACTIVITY,  
ETC.) IS FAVORABLE ENVIRONMENT FOR GOS TO PROCEED.  
ATTORNEY SAID PREVIOUSLY REPORTED LEGAL EFFORT TO RELEASE  
THE EIGHT MURDERS HAS BECOME "STILLBORN". HE ALSO  
SAID SUDANESE LEGAL PROFESSION HAD COMPLAINED  
THAT PALESTINIANS HAD BEEN PERMITTED CREATE  
POLITICAL DISRUPTION (CHEERS, ETC.) AT LAST SESSION AND  
BEEN ASSURED IT WOULD NOT RECUR.

4. EMB MAKING ARRANGEMENTS TO OBSERVE MAGISTERIAL SESSION  
ON DISCREET BASIS AS IN PAST.  
BREWER

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** TRIALS, EXTREMISTS, MEETINGS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 09 NOV 1973  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** garlanwa  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
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**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** GS  
**Errors:** N/A  
**Film Number:** n/a  
**From:** KHARTOUM  
**Handling Restrictions:** n/a  
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**Legacy Key:** link1973/newtext/t19731144/aaaabglm.tel  
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**Office:** ACTION AF  
**Original Classification:** CONFIDENTIAL  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:**  
**Previous Classification:** CONFIDENTIAL  
**Previous Handling Restrictions:** n/a  
**Reference:** n/a  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** garlanwa  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 29 JAN 2002  
**Review Event:**  
**Review Exemptions:** n/a  
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**Review Markings:**

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**Review Media Identifier:**  
**Review Referrals:** n/a  
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**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** BSO TERRORIST TRIAL  
**TAGS:** PINS, SU, US, UK, BE, BSO  
**To:** STATE  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005